

Receipt date: 10/31/2005

10/555345
10555345 - GAU-1816
JC14 Rec'd PCT/PTO 31 OCT 2005

PATENT
65793-7009

IN THE PATENT AND TRADEMARK OFFICE

In re patent application of: David BARSHIS International Appl. No. PCT/US2004/036362 International Filing Date: November 1, 2004 Serial No. To be assigned Filed: Filed herewith For: METHOD OF REDUCING NOSOCOMIAL INFECTIONS	Group Art Unit: To be assigned Examiner: To be assigned CERTIFICATE OF EXPRESS MAILING I hereby certify that this correspondence and identified enclosures are being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 and is addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on <u>OCT. 31</u> , 2005, Express Mail Label No. <u>EV669152364US</u> By <u>Marta Hodur</u> Marta Hodur
---	--

Mail Stop PCT
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR § 1.97(b)

Sir:

In accordance with applicant's duty to disclose information that may be material to the examination of this application, 37 CFR § 1.56, attached hereto is an Information Disclosure Statement. This Information Disclosure Statement is being filed as part of the United States national phase entry of International Application No. PCT/US/2004/036362 filed on November 1, 2004.

The submission of any document herewith is not intended as an admission that such document constitutes prior art against the claims of the present application. Applicant does

Information Disclosure Statement Under 37 CFR § 1.97(b) Page 1 of 2

3749322v1

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /MH/

Receipt date: 10/31/2005


10/555345
10555345 - GAU:1316
JC14 Rec'd PCT/PTO 31 OCT 2005

PATENT
65793-7009

not waive any rights to take any action that would be appropriate to antedate or otherwise remove as a competent reference any document that is determined to be a prima facie prior art reference against the claims of the present application.

Applicant respectfully requests that the attached Information Disclosure Statement and references be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP Sec. 609.

Date: Oct. 31, 2005



Michelle C. Kim
Registration No. 51881
Jeffer, Mangels, Butler & Marmaro LLP
1900 Avenue of the Stars, 7th Floor
Los Angeles, CA 90067
310-203-8080
Customer No. 24574

CUSTOMER NUMBER

24574

Receipt date: 10/31/2005

10555345 - GAU: 1616
JC14 Rec'd PCT/PTO 31 OCT 2005

PTO/SB/08a (07-05)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO <h2 style="text-align: center;">INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p style="text-align: center;">(Use as many sheets as necessary)</p>		Complete if Known <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td style="width: 50%;">To be assigned 10/555345</td> </tr> <tr> <td>Filing Date</td> <td>Filed herewith</td> </tr> <tr> <td>First Named Inventor</td> <td>David BARSHIS</td> </tr> <tr> <td>Art Unit</td> <td>To be assigned</td> </tr> <tr> <td>Examiner Name</td> <td>To be assigned</td> </tr> <tr> <td>Attorney Docket Number</td> <td>65793-7009</td> </tr> </table>		Application Number	To be assigned 10/555345	Filing Date	Filed herewith	First Named Inventor	David BARSHIS	Art Unit	To be assigned	Examiner Name	To be assigned	Attorney Docket Number	65793-7009
Application Number	To be assigned 10/555345														
Filing Date	Filed herewith														
First Named Inventor	David BARSHIS														
Art Unit	To be assigned														
Examiner Name	To be assigned														
Attorney Docket Number	65793-7009														
Sheet	1	of	1												

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 6,290,984	09-18-2001	Tapolsky	
		US- 6,391,330	05-21-2002	Ross	
		US- 6,558,689	05-06-2003	Ross	
		US- 6,696,041	02-24-2004	Hansen	
		US- 5,690,958	11-25-1997	McGrath	
		US- 6,015,530	01-18-2000	Porcello	
		US- 6,296,882	10-02-2001	Viamonte	
		US- 6,869,623	03-22-2005	Viamonte	
		US- 2003/0206876	11-06-2003	Buch	
		US- 2003/0078242	04-24-2003	Raad	
		US- 2003/0082107	05-01-2003	Dugger	
		US- 2004/0110738	06-10-2004	Gillis	
		US- 2005/0019430	01-27-2005	Viamonte	
		US- 2005/0043223	02-24-2005	Leach	
		US- 2005/0142069	06-30-2005	Dugger	
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

Examiner Signature	/Mina Haghighatian/	Date Considered	09/24/2010
--------------------	---------------------	-----------------	------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

American LegalNet, Inc.
www.USCourtForms.com

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /MH/